

FILED

JUN 25 2007

UNITED STATES BANKRUPTCY COURT
SAN FRANCISCO, CA

1 Alexis Mager Lakusta,
in propria persona
 2 1259 El Camino Real #245
 Menlo Park, CA 94025
 3 (650) 566-9971

4
 UNITED STATES BANKRUPTCY COURT
 5 NORTHERN DISTRICT OF CALIFORNIA
 6

7 In re:) Case No.: No. 02-31521
 8 Alexis Mager Lakusta,) Chapter 7
 9)
 10 Debtor, Appellant)
 11 v.)
 12 Mark Evans, et al.) **SUPPLEMENTAL DESIGNATION
 13 Appellees) OF THE RECORD FOR APPEAL
 FROM ORDER DENYING DEBTOR'S
 MOTION FOR ABANDONMENT**
 14)

ADDITIONAL ITEMS TO BE INCLUDED IN THE RECORD FOR THIS APPEAL

111. Grant Deed to 633 Old La Honda Road, dated September 11, 1990 (Henry
 and Rosemary Hayes to Alexis M. Lakusta) - transfer tax: \$1,061.50
 112. Grant Deed to 548 Old La Honda Road, dated December 12, 1996 (Muazam
 and Deborah Shaikh to Alexis M. Lakusta) - transfer tax: \$407.00
 113. Purchase Contract, 548 Old La Honda Road, Woodside, CA between Alexis
 M. Lakusta and Darleen Barnes, February 4, 2002 - purchase price:
 \$400,000.00
 114. Purchase Contract, 579 Old La Honda Road, Woodside, CA between Alexis
 M. Lakusta and Darrell Brooks/Suzanne Nourmand, February 5, 2002 -
 purchase price: \$1,235,000.00
 115. PRDS Exclusive Authorization and Right to Sell between Alexis Lakusta and
 Re/Max Pioneer, August 28, 2002 and Purchase Contract to sell 579 Old La
 Honda Road to Darrell Brooks and Suzanne Nourmand for \$1,200,000.00
 116. Declaration of Scott L. Goodsell in Support of Debtor's Objection to Final
 Fee Application (Law Offices of David A. Boone), November 4, 2002

1 117. Stipulation to Dismiss Complaint Without Prejudice, November 26, 2002
2 118. Order to Show Cause Why Case Should Not Be Converted to Chapter 7,
3 December 11, 2002
4 119. Response to OSC Re Conversion of Case to Chapter 7, December 16, 2002
5 120. Notice of Hearing on Motion to Sell Real Property Free and Clear of Liens
and Interests (548 Old La Honda Road, Woodside, California),
6 December 16, 2002
7 121. Memorandum of Points and Authorities in Support of Motion to Approve
Sale of Certain Real Property Free and Clear of Liens and Interests (548
Old La Honda Road, Woodside, California), December 16, 2002
8 122. Declaration of Alexis Lakusta in Support of Motion to Approve Sale
of Certain Real Property Free and Clear of Liens and Interests (548 Old La
Honda Road, Woodside, California), December 16, 2002
9 123. Response by Mark Evans to Order to Show Cause Why Case Should Be
Concerted to Chapter 7, December 18, 2007
10 124. Declaration of Mark Evans in Response to OSC, December 18, 2002
11 125. Preliminary Title Report, 633 Old La Honda Road, Woodside, California,
12 January 31, 2003
13 126. Grant Deed, 633 Old La Honda Road, dated April 28, 2003 (Mark Evans to
14 Old La Honda Properties, LLC) – transfer tax: \$0.00
15 Quitclaim Deed, 633 Old La Honda Road, dated October 20, 2003 (Mark
Evans to Old La Honda Properties, LLC) - transfer tax: \$0.00
16 127. Notice of Filing of Notice of Removal of Action 28 U.S.C. 1334 (B), 1452;
17 F.R.B.P. 9027, June 30, 2003
18 128. Statement in Opposition to Petition for Injunction; Request for Judicial
Notice, Mark Evans, July 12, 2003
19 129. Notice to Vacate, San Mateo County Sheriff's Office - Old La Honda
Properties vs. Alexis M. Lakusta, August 5, 2003
20 130. Declaration of Mark Evans in Support of Motion to Sell Asset of Estate Free
and Clear of Liens and Interests Under 11 U.S.C. §363 (633 Old La Honda
Road, Woodside, CA), Old La Honda Properties, LLC, August 8, 2003
21 131. Notice of Motion and Motion for Annulment and Relief from Stay,
Old La Honda Properties, LLC, August 11, 2003

1 132. Order Authorizing Debtor-in-Possession to List Real Property for Sale and
2 Enter Into Exclusive Listing Agreement (633 Old La Honda Road, Woodside,
2 CA), Old La Honda Properties, September 8, 2003

3 133. Filed for Old La Honda Properties, LLC, September 10, 2003;
4 - Notice of Motion and Motion to Sell Asset of Estate (633 Old La Honda
5 Road, Woodside, CA)
6 - Declaration of Mark Evans in Support of Motion to Sell Asset
6 of Estate (633 Old La Honda Road, Woodside, CA)
7 - Notice of Motion and Motion for Authorization to Borrow Funds Secured
8 by Super-Priority Lien Under 11 U.S.C. §364(d)
9 - Declaration of Mark Evans in Support of Motion for Authorization to
9 Borrow Funds Secured by Super-Priority Lien Under 11 U.S.C. §364(d)
10 - Order Authorizing Sale of Asset of Estate Free and Clear of Liens and
11 Interests Under U.S.C. §363 (633 Old La Honda Road, Woodside, CA)
12 - Order Authorizing Debtor-in-Possession to List Real Property for Sale
13 and Enter into Exclusive Listing Agreement (633 Old La Honda Road,
13 Woodside, CA)

14 134. Application for Order Shortening Time for Hearing of Application for Entry
15 of Supplemental Order to Sell Asset of Estate Free and Clear of Liens and
15 Interests Under 11 U.S.C. §363 and Related Relief Under 11 U.S.C. §105
16 (633 Old La Honda Road, Woodside, CA), Old La Honda Properties, LLC
16 October 8, 2003

17 135. Declaration of Wayne A. Silver Re: Application for Order Shortening Time
18 and for Application for Entry of Supplemental Order to Sell Asset of Estate
18 Free and Clear of Liens and Interests and Related Relief, Old La Honda
18 Properties, LLC, October 8, 2003

19 136. Notice of Application and Application for Supplemental Order Authorizing
20 Sale of Asset of Estate Free and Clear of Liens and Interests Under 11
20 U.S.C. §363 and Related Relief Under 11 U.S.C. §105 (633 Old La Honda
21 Road, Woodside, CA), Old La Honda Properties, LLC, October 8, 2003

22 137. Supplemental Order Authorizing Sale of Asset of Estate Free and Clear of
22 Liens and Interests Under U.S.C. §363 (Old La Honda Road, Woodside, CA),
22 Old La Honda Properties, LLC, October 14, 2003

23 138. Deposition of Alexis Mager Lakusta:
24 Volume 1, November 20, 2003 (including list of changes),
24 Volume 2, December 8, 2003 (including list of changes),
25 Volume 3, December 20, 2003

139. Debtor's Status Conference Statement, Old La Honda Properties, LLC, February 6, 2004
140. Notice of Levy, U.S. Marshall, April 1, 2004
141. Claims Register: Case no. 02-31521, \$25,000 priority claim filed by David A. Boone, May, 27, 2004
142. Substitution of Attorney, Case no. 02-31521 TC, Alexis Mager Lakusta, In Pro Per, for Steven V. Wickersham, June 20, 2005
143. Objection to Motion for Abandonment, Wayne A. Silver, May 2, 2006
144. Objection to Motion for Abandonment by Debtor Lakusta, David A. Boone, May 4, 2006
145. Opposition to Motion for Abandonment, David V. Duperrault, Silicon Valley Law Group, May 5, 2006
146. Objection to Abandonment of Claims and Request to Declare Alexis Lakusta a Vexatious Litigant, Catherine Schlomann Robertson (PAHL AND GOSSELIN), May 5, 2006
147. Notice of Motion for Amendment of Judgment Under Rule 60(b) and Memorandum of Points and Authorities in Support of Plaintiff's Motion for Amendment of Judgment Under Rule 60(b), June 21, 2005
148. Notice of Motion for Relief from Order Under Rule 60(b), June 24, 2005
149. Order Denying Motion for Amendment of Judgment Under Rule 60(b) and Memorandum Re Plaintiff's Motion for Amendment of Judgment Under Rule 60(b), July 19, 2005
150. Trustee's Final Report and Application for Compensation and Reimbursement of Expenses by Counsel for Chapter 7 Trustee, March 1, 2006
151. Notice of Filing of Final Report of Trustee and of Hearing on Application for Compensation (And of Hearing of Abandonment of Property by the Trustee), April 28, 2006
152. Notice of Motion and Motion for Relief Under Rule 60(b) and Points and Authorities in Support of Motion for Relief Under Rule 60(b), with exhibits, filed June 8, 2006:
 - Robert E. Patterson Declaration in Motion to Vacate Trail Judgment Entered on June 8, 2005
 - letter to Alexis Lakusta from Mickey Elizabeth Greer, trustee of Lakusta family trusts and largest creditor Lakusta bankruptcy estate, June 19, 2005

- Chicago Title Company ESCROW/ORDER STATUS document, 548 Old La Honda Road, ORDER NUMBER 02970-000902696, STATUS: CANCELLED 10/17/02
- Chicago Title Company SETTELMENT ENTRY RECEIPT ESCROW NUMBER: 02970-000902696-001 COM BUYER: EVANS, MARK H.
TOTAL RECIEPTS: 0.00+
- Chicago Title Company DISBURSEMENT PROCESSING BUYER: EVANS, MARK H.
ESCROW NUMBER: 02970-000902696-001 COM
ORDER NUMBER: 02970-000902696
CLOSER NAME: Sharon LaFountain
APPROVED RECEIPTS: 0.00+
ISSUED DISBURSE: 0.00+
- Chicago Title Company ESCROW/ORDER STATUS document, 633 Old La Honda Road, ORDER NUMBER 02970-000902695, STATUS: CANCELLED 10/17/02
- Dreams Foreclosed: The Rampant Theft of American Homes Through Equity-Stripping Foreclosure Rescue Scams (actual pages: 66)
- Order Authorizing Sale of Assets of Estate Free and Clear of Liens and Interests Under 11 U.S.C. §363 (633 Old La Honda Road, Woodside, CA), including paragraph 4 regarding "All of claims to the Proceeds....", signed by Judge Thomas E. Carlson, September 8, 2003
- excerpts from hearings In Re: Old La Honda Properties, September 8, 2003 and October 14, 2003
- "Deed Theft Criminals Get More Aggressive at Stealing Your Home", Charles Essmeier, March, 2006
- "Laws Add Risks for Equity Purchasers", Foreclosures Today, Warren Racine
- alleged "Settlement Agreement and Release", dated July 16, 2002

153. Transcript of hearing on Trustee's Final Report and Application for Compensation, June 21, 2006

154. Order Closing Case, June 23, 2006

155. Dated June 27, 2006 and signed by Ms. Catherine Schlomann Robertson (PAHL AND GOSSSELIN):

- Notice of Motion to Declare Lakusta a Vexatious Litigant and Related Motion to Enjoin Filing of Future Pleadings

- Memorandum of Points and Authorities in Support of Defendant's Motion to Declare Lakusta a Vexatious Litigant and Related Motion to Enjoin Filing of Future Pleadings
- Declaration of Catherine Schlomann Robertson in Support of Motion to Declare Lakusta a Vexatious Litigant and Related Motion to Enjoin Filing of Future Pleadings
- Request for Judicial Notice In Support of Defendant's Motion to Declare Lakusta a Vexatious Litigant and Related Motion to Enjoin Filing of Future Pleadings

156. Supplemental Request for Judicial Notice In Support of Defendant's Motion to Declare Lakusta a Vexatious Litigant and Related Motion to Enjoin Filing of Future Pleadings, dated July 19, 2006 and signed by Ms. Robertson

157. Proof of Service of the following documents on Catherine Schlomann Robertson, Esq., PAHL AND GOSSELIN, on July 21, 2006:

- 1.) Notice of Motion and Motion for Relief Under Rule 60(b),
- 2.) Points and Authorities in Support of Motion for Relief Under Rule 60(b), and
- 3.) Points and Authorities in Support of Motion for Relief Under Rule 60(b), Amended (copy included)

158. BENEFITS / DETRIMENTS ANALYSIS, July 16, 2002 Document, from Points and Authorities in Support of Motion for Relief Under Rule 60(b), Amended

159. Amended Notice to Declare Alexis Lakusta a Vexatious Litigant and Related Motion to Enjoin Future Filings, filed July 21, 2006 and signed by Ms. Robertson

160. Motion to Declare Alexis Lakusta a Vexatious Litigant and Related Motion to Enjoin Future Filings, filed July 21, 2006 and signed by Ms. Robertson

161. Certificate of Service of Amended Notice of Hearing of Declare Alexis Lakusta a Vexatious Litigant and related Motion to Enjoin Future Filings and supporting documentation, filed July 21, 2006

162. Order Denying Motion for Relief Under Rule 60(b), _____, 2006, including Memorandum of Judge Thomas E. Carlson

163. Notice of Intention to File Amended Points and Authorities in Support of Motion for Relief Under Rule 60(b), Amended, with Exhibits, including copy of "Point and Authorities in Support of Motion for Relief Under Rule 60(b), Amended" [see 3.) under item #154, above], August 18, 2006

164. Memorandum Re Motion to Declare Alexis Lakusta a Vexatious Litigant, September 8, 2006
165. Designation of Contents for Inclusion in Record; Statement of Issues to Be Presented on Appeal by Respondent, dated December 7, 2006 and signed by Ms. Catherine Robertson

Dated: June 25, 2003 Signed: Alexis Mager Lakusta
Alexis Mager Lakusta,
in propria persona
1259 El Camino Real #245
Menlo Park, California 94025
(650) 566-9971

PROOF OF SERVICE BY MAIL

Case Name: **In re Alexis Mager Lakusta**

Case Number: **BK Case No. 02-31521**

Gary M. Hess declares:

I am over the age of 18 years, not a party to this action, and I am employed at Shmoover Movers in Menlo Park, California.

On June 25, 2007, I placed for collection and mailing, at Menlo Park, California, a copy of the attached:

**STATEMENT OF ISSUES TO BE ADDRESSED IN APPEAL FROM
ORDER DENYING DEBTOR'S MOTION FOR ABANDONMENT**

**DESIGNATION OF THE RECORD FOR APPEAL FROM ORDER
DENYING DEBTOR'S MOTION FOR ABANDONMENT**

**SUPPLEMENTAL DESIGNATION OF THE RECORD FOR APPEAL
FROM ORDER DENYING DEBTOR'S MOTION FOR ABANDONMENT**

in a sealed envelope, with postage thereon fully prepaid, addressed to:

Aron M. Oliner
Duane Morris LLP
1 Market St., Spear Tower, 20th Fl.
San Francisco, CA 94105-1104
(415) 957-3104
[former counsel to Charles E. Sims,
Trustee, deceased]

Office of the U. S. Trustee
235 Pine Street, Suite 700
San Francisco, CA 94104
(415) 705-3333

Mark H. Evans and
Old La Honda Properties, LLC
counsel: Catherine Schlamann Robertson
Pahl and Gosselin
225 West Santa Clara Street, Suite 1500
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(408) 286-5100

Chicago Title Company
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Sharon E. LaFountain
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David A. Boone, Esq.
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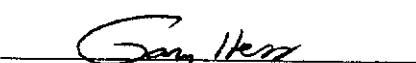
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counsel: unknown

I am readily familiar with the business's practice for collection and processing of correspondence for mailing with the United States Postal Service, and in the ordinary course of business, the correspondence would be deposited with the United States Postal Service on the day on which it is collected at the business.

I declare under penalty of perjury, under the laws of the United States of America, that the foregoing is true and correct.

DATED: June 25, 2007


Gary Hess